

CAMPER INJURY, ILLNESS, DEATH, AND CHILD ABUSE/NEGLECT REPORT FORM

All Applicable Questions Must Be Answered

Page 1 of 6

Please Print or Type

May 1, 2000 - April 30, 2001

CHECK THIS BOX IF THIS IS A CHANGE TO A PREVIOUSLY SUBMITTED REPORT 9

Note: This report must be submitted within 10 days of incident.

1. Today's Date <div><div></div><div></div><div></div></div> <div>MonthDayYear</div>		2. Official Camp Name (As it appears on License)	3. Camp Id Number (See License, it is second number upper right hand corner)
*4. Camper's Name <div>FirstLast</div>			
*5. Parent or Guardian <div>FirstLast</div> *Phone ()			
*5. Camper's Home Address <div>CityStateZip</div>			
6. Age	7. Sex <div>Male9Female9</div>	8. Date of Occurrence <div><div></div><div></div><div></div></div> <div>MonthDayYear</div>	9. Day of Week (Circle One) <div>M T W Th F S Sn</div>

10. Briefly Describe the Accident and Subsequent Injury, Illness, Death or Child Abuse Neglect:

11. Is this a report of an: 9 INJURIES go to Section A.; 9 ILLNESS go to Section B.; 9 DEATH go to Section C. ; 9 ABUSE/NEGLECT go to Section D.

INJURIES - SECTION A.

12. Location of the incident causing the injury. <div><div>01 Sleeping/living Quarters</div><div>02 Kitchen/dining Area</div><div>03 Shower/toilet</div><div>04 Other Building</div><div>05 Arts or Crafts Area</div><div>06 Playground Area</div><div>07 Trail or Nature Area</div><div>08 Archery Area</div><div>09 Riflery Area</div><div>10 Swimming Area</div><div>11 Boating Area</div><div>12 Horseback Area</div><div>13 Sport or Recreational Field or Court</div><div>14 Campfire/cookout Area</div><div>15 Road/highway</div><div>16 General Campgrounds</div><div>17 Bunks</div><div>18 Primitive/outpost Camp</div><div>19 Field Trip</div><div>20 Automobile</div><div>21 Other (Specify)</div></div> <div></div>	13. What Type of Event Caused the Injury: <div><div>01 Fall from Ground Level (example Stumble)</div><div>02 Fall from Height</div><div>03 Collision with Person</div><div>04 Collision with Object</div><div>05 Struck by Another Person</div><div>06 Struck by Missile</div><div>07 Drowning or near Drowning</div><div>08 Bite or Wound Inflicted by Animal</div><div>09 Bite or Wound Inflicted by a Person</div><div>10 Contact with Excessive Heat or Flame</div><div>11 Using a Tool (Including a Cutting Instrument)</div><div>12 Contact with Sharp Object Other than a Tool</div><div>13 Other (Specify)</div></div> <div></div>	14. What Activities at the Time of the Causing Injury: <div><div>01 Archery</div><div>02 Arts / Crafts</div><div>03 Baseball</div><div>04 Basketball</div><div>05 Boating</div><div>06 Canoeing</div><div>07 Diving Board</div><div>08 Fighting</div><div>09 Fishing</div><div>10 Food Preparation</div><div>11 Football</div><div>12 Free play (not an organized activity)</div><div>13 Hiking</div><div>14 Hockey</div><div>15 Horseback Riding</div><div>16 Horseplay</div><div>17 Riflery</div><div>18 Rock Climbing</div><div>19 Ropes Course</div><div>20 Soccer</div><div>21 Swimming</div><div>22 Tennis</div><div>23 Tetherball</div><div>24 Volleyball</div><div>25 Walking/running</div><div>26 Water Skiing</div><div>27 Waterslide</div><div>28 Other (Specify)</div></div>
--	---	---

INJURY - SECTION A. - continued

Page 2 of 6

Injury Data (Check One Box for Each Body Part Injured)						
15.	head/ neck	eye	upper- limb	lower- limb	torso	other/ unknown
	1	2	3	4	5	6
bruise 1	9	9	9	9	9	9
burn 2	9	9	9	9	9	9
fracture 3	9	9	9	9	9	9
cut 4	9	9	9	9	9	9
puncture 5	9	9	9	9	9	9
dislocation 6	9	9	9	9	9	9
other/ unknown 7	9	9	9	9	9	9
sprain 8	9	9	9	9	9	9

ILLNESS - SECTION B.

<p>16. Diagnosis (Check No More than One)</p> <p style="margin-left: 20px;">A. Infections or inflammatory disease</p> <p>901 Dental (toothache, gum abscess, etc.)</p> <p>902 Eye infection</p> <p>903 Gastroenteritis (diarrhea, vomiting)</p> <p>904 Respiratory infection</p> <p>905 Sore throat</p> <p>906 Earache or ear infection</p> <p>907 Appendicitis</p> <p>908 Other (specify) _____</p> <p>_____</p> <p style="margin-left: 20px;">B. Allergic disease(pollen, molds, weeds, food, etc.)</p> <p>901 Insect bite</p> <p>902 Poison Ivy</p> <p>903 Medication reaction</p> <p>Other (specify) _____</p> <p>_____</p>	<p style="text-align: center;">C. Toxic disease (insect bites, poisoning, drug use, etc.)</p> <p>901 Scorpion toxin</p> <p>902 Spider toxin</p> <p>903 Snake toxin</p> <p>904 Medication overdose</p> <p>905 Other (specify) _____</p> <p>_____</p> <p style="text-align: center;">D. Other conditions not listed in A., B., or C. - include pertinent signs and symptoms.</p> <p>901 Asthma</p> <p>902 Chronic</p> <p>903 disease(specify)_____</p> <p>904 Dehydration</p> <p>905 Fainting</p> <p>906 Fever</p> <p>907 Headache</p> <p>908 Homesick</p> <p>909 Skin rash</p> <p>910 Stomach ache</p> <p>(specify)_____</p> <p>Other _____</p> <p style="margin-left: 20px;">specify _____</p>
---	--

ILLNESS/INJURY - GENERAL - RESULTS - SECTION C

<p>17. What treatment was given? (Check one)</p> <p>901 no treatment</p> <p>902 antiseptic/antibiotic</p> <p>903 anti-inflammatory/analgesic</p> <p>904 supportive bed (bed rest, physiotherapy)</p> <p>905 gastrointestinal (antacid, laxative)</p> <p>906 antihistamine/decongestant</p> <p>907 psychotropics (tranquilizers, etc.)</p> <p>908 other (specify) _____</p> <p>_____</p>	<p>18. Where treated?</p> <p>901 no treatment given</p> <p>902 treated in camp infirmary or first aid station</p> <p>903 treated in hospital emergency room</p> <p>904 clinic or physician's office</p> <p>905 admitted to hospital</p> <p>906 other (specify) _____</p> <p>_____</p>
---	---

<p>19. Who made the diagnosis?</p> <p>901 physician</p> <p>902 nurse</p> <p>903 other (specify)</p>	<p>20. Disposition:</p> <p>901 complete recovery</p> <p>902 temporary disability</p> <p>903 permanent disability</p> <p>904 fatal</p> <p>905 unknown</p>	<p>21. Was the camper sent home as a result of this injury or illness?</p> <p style="text-align: center;">01 Yes 9 02 No 9</p> <p>22. Did camper have positive lab test ?</p> <p style="text-align: center;">01 Yes 9 02 No 9 results (specify)</p>
---	--	---

ALLEGED OR SUSPECTED CHILD ABUSE /NEGLECT

Page 3 of 6

23. *Alleged or Suspected perpetrator (Add additional sheet if necessary); *Confidential items.

*Name _____ * Phone No. (____) _____ Age _____
First Last

*Address _____ City _____ State _____ Zip _____

24. Verbal report made to local or state law enforcement agency; Yes **9** No **9** (See attached Family Code for requirements)

To who:
Print: _____
First Last

Agency: _____

Phone No. (____) _____

Date

Reported: |_____| |_____| |_____|
Month Day Year

*by whom: _____

First Last

phone# (____) _____

25. Verbal report made to Child Protective Services; Yes **9** No **9** (See attached Family Code for requirements)

To who:
Print: _____
First Last

Phone No. (____) _____

Date Reported: |_____| |_____| |_____|
Month Day Year

*by whom: _____
First Last

phone# (____) _____

26. Verbal report made to Texas Department of Health; Yes **9** No **9** (See attached Family Code for requirements)

To who:
Print: _____
First Last

Date Reported: |_____| |_____| |_____|
Month Day Year

*by whom: _____

First Last

phone# (____) _____

27. Is it suspected or alleged that the camper was;
Abused Yes **9** No **9**

Neglected Yes **9** No **9**

28. Where?
9 On site (during camping session)
9 Off site (during camping session)
9 Off site (not during camping session, i.e., at home at school, etc.)

29. If abused, type of abuse;
9 Emotional - psychological
9 Sexual
9 Physical

30. If neglected, type of neglect;
9 Failure to seek medical attention
9 Failure to provide care (shelter, food, etc.)
9 Left child unsupervised
9 Wrong Medication Administered
9 Other (specify)

Completed by: _____

|_____| |_____| |_____|
Month Day Year

Signature

Title

Print name _____ Phone Number Camp

(_____) _____
First Last

Phone Number Home

(_____) _____

The Texas Youth Camp Safety and Health Rules and Regulations states in Sec. 265.15 (g) that a Disease which may be water borne or food borne such as cholera, dysentery, typhoid, salmonellosis, shigellosis, or infectious hepatitis, shall be reported to the department immediately.® Immediate notification for such situations can be accomplished by telephone with written notification on this form within 10 days. In addition, the rule states that Any serious accident, illness or death involving any camper must be reported to the Texas Department of Health Youth Camp Program within 10 days.® In this case, the word Aserious® means that a referral for the accident, injury or illness was necessary. This includes incidents such as when a child is sent home or to a physician, i.e., because of an accident, injury or illness. In addition, any suspected or alleged abuse/neglect to camper(s) as defined under the TEXAS

FAMILY CODE, Chapter 261 - INVESTIGATION OF REPORT OF CHILD ABUSE OR NEGLECT (see attached sections) that occur at the camp must also be reported in 10 days on this form. **Also please note other reporting requirements for abuse/neglect required in the attached Chapter 261 Family Code see page 4, 5 and 6.** It should also be stated that we do not need a Camp Illness/ Injury Form submitted for every cut and scratch, that is the purpose of the medical log book. **Send this report by mail to: Texas Department of Health, General Sanitation Division, Youth Camp Branch, 1100 West 49th Street, Austin, Texas 78756, (512)834-6635..**

Page 4 of 6

Comments or Notes below are indicated in italics. Please note that the Texas Family Code provided below does not contain the complete text of the Act. The complete act in Texas Family Code Chapter 0261.001 - 0261.0406 can be seen on the Internet at <http://www.capitol.state.tx.us/statutes/codes/FA000070.html>

Also note that the Adepartment® mentioned below is the Texas Department of Protective and Regulatory Services.

In regards to Child Abuse and Neglect, a camp must develop adequate internal personnel policies and practices as required in the Youth Camp Safety and Health Rules Section 265.12 (c) to properly manage such situations, and staff members shall be informed of these policies and practices.

TEXAS FAMILY CODE

Chapter 261 --- INVESTIGATION OF REPORT OF CHILD ABUSE OR NEGLECT

SUBCHAPTER A --- GENERAL PROVISIONS

Sec. 261.001. Definitions.

In this chapter:

(1) "Abuse" includes the following acts or omissions by a person:

(A) mental or emotional injury to a child that results in an observable and material impairment in the child's growth, development, or psychological functioning;

(B) causing or permitting the child to be in a situation in which the child sustains a mental or emotional injury that results in an observable and material impairment in the child's growth, development, or psychological functioning;

(C) physical injury that results in substantial harm to the child, or the genuine threat of substantial harm from physical injury to the child, including an injury that is at variance with the history or explanation given and excluding an accident or reasonable discipline by a parent, guardian, or managing or possessory conservator that does not expose the child to a substantial risk of harm;

(D) failure to make a reasonable effort to prevent an action by another person that results in physical injury that results in substantial harm to the child;

(E) sexual conduct harmful to a child's mental, emotional, or physical welfare;

(F) failure to make a reasonable effort to prevent sexual conduct harmful to a child;

(G) compelling or encouraging the child to engage in sexual conduct as defined by Section 43.01, Penal Code; or

(H) causing, permitting, encouraging, engaging in, or allowing the photographing, filming, or depicting of the child if the person knew or should have known that the resulting photograph, film, or depiction of the child is obscene as defined by Section 43.21, Penal Code, or pornographic.

(2) "Department" means the Department of Protective and Regulatory Services.

(3) "Designated agency" means the agency designated by the court as responsible for the protection of children.

(4) "Neglect" includes:

(A) the leaving of a child in a situation where the child would be exposed to a substantial risk of physical or mental harm, without arranging for necessary care for the child, and the demonstration of an intent not to return by a parent, guardian, or managing or possessory conservator of the child;

(B) the following acts or omissions by a person:

(i) placing a child in or failing to remove a child from a situation that a reasonable person would realize requires judgment or actions beyond the child's level of maturity, physical condition, or mental abilities and that results in bodily injury or a substantial risk of immediate harm to the child;

(ii) failing to seek, obtain, or follow through with medical care for a child, with the failure resulting in or presenting a substantial risk of death, disfigurement, or bodily injury or with the failure resulting in an observable and material impairment to the growth, development, or functioning of the child;

(iii) the failure to provide a child with food, clothing, or shelter necessary to sustain the life or health of the child, excluding failure caused primarily by financial inability unless relief services had been offered and refused; or

(iv) placing a child in or failing to remove the child from a situation in which the child would be exposed to a substantial risk of sexual conduct harmful to the child; or

(C) the failure by the person responsible for a child's care, custody, or welfare to permit the child to return to the child's home without arranging for the necessary care for the child after the child has been absent from the home for any reason, including having been in residential placement or having run away.

(5) "Person responsible for a child's care, custody, or welfare" means a person who traditionally is responsible for a child's care, custody, or welfare, including:

(A) a parent, guardian, managing or possessory conservator, or foster parent of the child;

(B) a member of the child's family or household as defined by Chapter 71;

(C) a person with whom the child's parent cohabits;

(D) school personnel or a volunteer at the child's school; or

(E) personnel or a volunteer at a public or private child-care facility that provides services for the child or at a public or private residential institution or facility where the child resides.

(6) "Report" means a report that alleged or suspected abuse or neglect of a child has occurred or may occur.

Page 5 of 6

SUBCHAPTER B --- REPORT OF ABUSE OR NEGLECT; IMMUNITIES

Sec. 261.101. Persons Required to Report; Time to Report.

(a) A person having cause to believe that a child's physical or mental health or welfare has been or may be adversely affected by abuse or neglect by any person shall immediately make a report as provided by this subchapter.

(b) If a professional has cause to believe that a child has been or may be abused or neglected, the professional shall make a report not later than the 48th hour after the hour the professional first suspects that the child has been or may be abused or neglected. A professional may not delegate to or rely on another person to make the report. In this subsection, "professional" means an individual who is licensed or certified by the state or who is an employee of a facility licensed, certified, or operated by the state and who, in the normal course of official duties or duties for which a license or certification is required, has direct contact with children. The term includes teachers, nurses, doctors, and day-care employees.

The following editorial comments are offered regarding items (a) and (b) above: not later than 48 hour requirement only applies to professionals in this case, camp director, medical staff, staff, or counselors, etc., at a camp who is an employee of a facility licensed by a state agency in this case TDH. Other persons such as volunteers or trained volunteer staff members are required to report immediately.

(c) The requirement to report under this section applies without exception to an individual whose personal communications may otherwise be privileged, including an attorney, a member of the clergy, a medical practitioner, a social worker, and a mental health professional.

(d) The identity of an individual making a report under this chapter is confidential and may be disclosed only on the order of a court or to a law enforcement officer for the purposes of conducting a criminal investigation of the report.

Sec. 261.102. Matters to be Reported.

A report should reflect the reporter's belief that a child has been or may be abused or neglected or has died of abuse or neglect.

Sec. 261.103. Report Made to Appropriate Agency.

A report shall be made to:

- (1) any local or state law enforcement agency;
- (2) the department if the alleged or suspected abuse involves a person responsible for the care, custody, or welfare of the child;
- (3) the state agency that operates, licenses, certifies, or registers the facility in which the alleged abuse or neglect occurred; or
- (4) the agency designated by the court to be responsible for the protection of children.

The following editorial comments are offered regarding the above items in Sec. 261.103 and listed respectively as follows:

Regarding item (1): When reporting under this section, report to any local or state law enforcement agency for any type of alleged or suspected child abuse or neglect.

Regarding Item (2): When reporting under this section, report to the department which in this case means the Texas Department of Protective and Regulatory Services, Child Protective Services hot line at 1-800-252-5400. A report to Child Protective Services is made if a camp director, employee, staff, counselor, or volunteer at a camp or parent or other person responsible for the care, custody, or welfare of the child, is alleged or suspected of abuse of the child whether at the camp or not. A report to Child Protective Services is not required for a camper - camper abuse or neglect situation

Regarding Item (3): When reporting under this section, if the alleged abuse or neglect occurred at a Youth Camp licensed by the Texas Department of Health call the person noted in the attached Schedule Change or Other Notification Regional Contacts information, or the central office. TDH only needs to be notified if the alleged abuse or neglect occurred at the licensed camp or on a licensed camp activity.

Rgarding Item (4): The agency appointed by the court may be a foster home, a state agency, etc., that is responsible for the protection of the child.

Sec. 261.104. Contents of Report.

The person making a report shall identify, if known:

(1) the name and address of the child; (2) the name and address of the person responsible for the care, custody, or welfare of the child; and (3) any other pertinent information concerning the alleged or suspected abuse or neglect.

Sec. 261.106. Immunities.

(a) A person acting in good faith who reports or assists in the investigation of a report of alleged child abuse or neglect or who testifies or otherwise participates in a judicial proceeding arising from a report, petition, or investigation of alleged child abuse or neglect is immune from civil or criminal liability that might otherwise be incurred or imposed.

(b) Immunity from civil and criminal liability extends to an authorized volunteer of the department or a law enforcement officer who participates at the request of the department in an investigation of alleged or suspected abuse or neglect or in an action

arising from an investigation if the person was acting in good faith and in the scope of the person's responsibilities.

(c) A person who reports the person's own abuse or neglect of a child or who acts in bad faith or with malicious purpose in reporting alleged child abuse or neglect is not immune from civil or criminal liability.

Sec. 261.107. False Report; Penalty.

A person commits an offense if the person knowingly or intentionally makes a report as provided in this chapter that the person knows is false or lacks factual foundation. An offense under this subsection is a Class B misdemeanor.

Sec. 261.108. Frivolous Claims Against Person Reporting.

(a) In this section:

(1) "Claim" means an action or claim by a party, including a plaintiff, counterclaimant, cross-claimant, or third-party plaintiff, requesting recovery of damages.

(2) "Defendant" means a party against whom a claim is made.

(b) A court shall award a defendant reasonable attorney's fees and other expenses related to the defense of a claim filed against the defendant for damages or other relief arising from reporting or assisting in the investigation of a report under this chapter or participating in a judicial proceeding resulting from the report if:

(1) the court finds that the claim is frivolous, unreasonable, or without foundation because the defendant is immune from liability under Section 261.106; and

(2) the claim is dismissed or judgment is rendered for the defendant.

(c) To recover under this section, the defendant must, at any time after the filing of a claim, file a written motion stating that:

(1) the claim is frivolous, unreasonable, or without foundation because the defendant is immune from liability under Section 261.106; and

(2) the defendant requests the court to award reasonable attorney's fees and other expenses related to the defense of the claim.

Sec. 261.109. Failure to Report; Penalty.

(a) A person commits an offense if the person has cause to believe that a child's physical or mental health or welfare has been or may be adversely affected by abuse or neglect and knowingly fails to report as provided in this chapter.

(b) An offense under this section is a Class B misdemeanor.

SUBCHAPTER C --- CONFIDENTIALITY AND PRIVILEGED COMMUNICATION

Sec. 261.201. Confidentiality and Disclosure of Information.

(a) The following information is confidential, is not subject to public release under Chapter 552, Government Code, and may be disclosed only for purposes consistent with this code and applicable federal or state law or under rules adopted by an investigating agency:

(1) a report of alleged or suspected abuse or neglect made under this chapter and the identity of the person making the report; and

(2) except as otherwise provided in this section, the files, reports, records, communications, and working papers used or developed in an investigation under this chapter or in providing services as a result of an investigation.

(b) A court may order the disclosure of information that is confidential under this section if:

(1) a motion has been filed with the court requesting the release of the information;

(2) a notice of hearing has been served on the investigating agency and all other interested parties; and

(3) after hearing and an in camera review of the requested information, the court determines that the disclosure of the requested information is:

(A) essential to the administration of justice; and

(B) not likely to endanger the life or safety of:

(i) a child who is the subject of the report of alleged or suspected abuse or neglect;

(ii) a person who makes a report of alleged or suspected abuse or neglect; or

(iii) any other person who participates in an investigation of reported abuse or neglect.

(c) The adoptive parents of a child who was the subject of an investigation and an adult who was the subject of an investigation as a child are entitled to examine and make copies of any report, record, working paper, or other information in the possession, custody, or control of the state that pertains to the history of the child. The department may edit the documents to protect the identity of the biological parents and any other person whose identity is confidential.

(d) Before placing a child who was the subject of an investigation, the department shall notify the prospective adoptive parents of their right to examine any report, record, working paper, or other information in the possession, custody, or control of the state that pertains to the history of the child.

(e) The department shall provide prospective adoptive parents an opportunity to examine information under this section as early as practicable before placing a child.

(f) Notwithstanding Subsection (b), the department, on request and subject to department rule, shall provide to the parent, managing conservator, or other legal representative of a child who is the subject of reported abuse or neglect information concerning the reported abuse or neglect that would otherwise be confidential under this section if the department has edited the information to protect the confidentiality of the identity of the person who made the report and any other person whose life or safety may be endangered by the disclosure.

Sec. 261.202. Privileged Communication.

In a proceeding regarding the abuse or neglect of a child, evidence may not be excluded on the ground of privileged communication except in the case of communications between an attorney and client.

Note: It is recommended that a camp consult with your attorney if necessary regarding these issues.